

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT TACOMA

JULIE LYNN JAFFEY,

Plaintiff,

v.

COMMISSIONER OF SOCIAL
SECURITY,

Defendant.

Case No. C20-5627 TLF

ORDER GRANTING PLAINTIFF'S
MOTION FOR ATTORNEY FEES

This matter comes before the Court on plaintiff's unopposed motion for attorney fees pursuant to 28 U.S.C. § 2412, the Equal Access to Justice Act (EAJA). Dkt. 24. Plaintiff requests an award of \$3,325.40 in attorney's fees and \$400 in costs. *Id.* Based on the unopposed motion, the Court GRANTS the motion and ORDERS as follows:


(1) Plaintiff is granted \$3,325.40 in attorney's fees and \$400.00 in costs.

(2) Subject to any offset allowed under the Treasury Offset Program, as discussed in *Astrue v. Ratliff*, 560 U.S. 586 (2010), payment of this award shall be sent to plaintiff's attorney Kevin Kerr at the address: P.O. Box 14490, Portland, OR 97293.

(3) Costs under 28 U.S.C. § 1920 shall be payable to Kevin Kerr via electronic fund transfer or check.

1 (4) After the Court issues this Order, defendant will consider the matter of
2 plaintiff's assignment of EAJA fees and expenses to plaintiff's attorney.
3 Pursuant to *Astrue v. Ratliff*, the ability to honor the assignment will
4 depend on whether the EAJA fees and expenses are subject to any offset
5 allowed under the Treasury Offset Program. Defendant is directed to
6 contact the Department of Treasury after this Order is entered to
7 determine whether the EAJA attorney fees and expenses are subject to
8 any offset. If the EAJA attorney fees and expenses are not subject to any
9 offset, those fees and expenses will be paid directly to plaintiff's attorney,
10 either by direct deposit or by check payable to plaintiff's attorney and
11 mailed to plaintiff's attorney's address.

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13 Dated this 12th day of October, 2021.

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Theresa L. Fricke
17 United States Magistrate Judge
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